

**§ 52.521**

**40 CFR Ch. I (7–1–14 Edition)**

**EPA-APPROVED FLORIDA NON-REGULATORY PROVISIONS—Continued**

Provision	State effective date	EPA approval date	FEDERAL REGISTER notice	Explanation
Regional Haze Plan Amendment 1 .....	8/31/10	8/29/13	78 FR 53250	Remaining Portion of Regional Haze Plan Amendment not approved on November 29, 2012.
Regional Haze Plan Amendment 2 .....	9/17/12	8/29/13	78 FR 53250	
Progress Energy Permit (Air Permit No. 0170004–038–AC).	10/15/12	8/29/13	78 FR 53250	With the exception of section 110(a)(2)(D)(i)(I) concerning interstate transport; section 110(a)(2)(D)(i)(II) concerning visibility requirements; and the portions of sections 110(a)(2)(C), prong 3 of 110(a)(2)(D)(i), and 110(a)(2)(J) related to the regulation of GHG emissions, which are being disapproved.
Update to October 15, 2013, Progress Energy Permit (Air Permit No. 0170004–038–AC).	5/2/13	8/29/13	78 FR 53250	
110(a)(1) and (2) Infrastructure Requirements for the 2008 8-Hour Ozone National Ambient Air Quality Standards.	10/31/2011	11/1/13	78 FR 65559	
RVP Update for Florida 1997 8-hour Ozone Maintenance Plans.	8/15/13	1/6/14	79 FR 573	

[64 FR 32348, June 16, 1999]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting § 52.520, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

**§ 52.521 Classification of regions.**

The Florida plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
Mobile (Alabama)-Pensacola-Panama City (Florida)-Southern Mississippi Interstate .....	I	I	III	III	I
Jacksonville (Florida)-Brunswick (Georgia) Interstate .....	I	II	III	III	I
West Central Florida Intrastate .....	I	I	III	III	III
Central Florida Intrastate .....	II	III	III	III	III
Southwest Florida Intrastate .....	III	III	III	III	III
Southeast Florida Intrastate .....	II	III	III	III	III

[37 FR 10858, May 31, 1972, as amended 39 FR 16346, May 8, 1974]

**§ 52.522 Approval status.**

(a) With the exceptions set forth in this subpart, the Administrator approves Florida's plan for the attainment and maintenance of the national standards under section 110 of the Clean Air Act. Furthermore, the Administrator finds that the plan satisfies all requirements of part D, title 1,

of the Clean Air Act as amended in 1977.

(b) *Disapproval.* Submittal from the State of Florida, through the Florida Department of Environmental Protection (FDEP) on October 31, 2011, to address the Clean Air Act (CAA) sections 110(a)(2)(C), 110(a)(2)(D)(i)(II), and 110(a)(2)(J) for the 2008 8-hour Ozone

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National Ambient Air Quality Standards related to prevention of significant deterioration (PSD) requirements for the regulation of greenhouse gas emissions. EPA is disapproving FDEP's submittal with respect to the PSD requirements of CAA sections 110(a)(2)(C), 110(a)(2)(D)(i)(II), and 110(a)(2)(J) for the 2008 8-hour Ozone National Ambient Air Quality Standards related to PSD requirements for the regulation of greenhouse gas emissions.

[45 FR 17143, Mar. 18, 1980, as amended at 78 FR 65561, Nov. 1, 2013; 79 FR 30050, May 27, 2014]

### § 52.523 Control strategy: Ozone

(a) *Disapproval.* EPA is disapproving portions of Florida's infrastructure SIP for the 1997 8-hour ozone NAAQS regarding the State's ability to provide adequate legal authority for the implementation of a Greenhouse Gas Prevention of Significant Deterioration program, specifically with respect to sections 110(a)(2)(C) and 110(a)(2)(J). A FIP is currently in place and approved for Florida at 40 CFR 52.37 for these requirements.

(b) [Reserved]

[77 FR 44488, July 30, 2012]

### § 52.524 Compliance schedule.

(a) The information in this section is available in the 40 CFR, part 52 edition revised as of July 1, 1999, the 40 CFR, part 52, Volume 1 of 2 (§§ 52.01 to 52.1018) editions revised as of July 1, 2000 through July 1, 2011, and the 40 CFR, part 52, Volume 1 of 3 (§§ 52.01 to 52.1018) editions revised as of July 1, 2012.

(b) [Reserved]

[79 FR 30050, May 27, 2014]

### § 52.525 General requirements.

(a) The requirements of § 51.116(c) of this chapter are not met since the legal authority to provide for public availability of emission data is inadequate.

(b) Regulation for public availability of emission data. (1) Any person who cannot obtain emission data from the Agency responsible for making emission data available to the public, as specified in the applicable plan, concerning emissions from any source subject to emission limitations which are

part of the approved plan may request that the appropriate Regional Administrator obtain and make public such data. Within 30 days after receipt of any such written request, the Regional Administrator shall require the owner or operator of any such source to submit information within 30 days on the nature and amounts of emissions from such source and any other information as may be deemed necessary by the Regional Administrator to determine whether such source is in compliance with applicable emission limitations or other control measures that are part of the applicable plan.

(2) Commencing after the initial notification by the Regional Administrator pursuant to paragraph (b)(1) of this section, the owner or operator of the source shall maintain records of the nature and amounts of emissions from such source and any other information as may be deemed necessary by the Regional Administrator to determine whether such source is in compliance with applicable emission limitations or other control measures that are part of the plan. The information recorded shall be summarized and reported to the Regional Administrator, on forms furnished by the Regional Administrator, and shall be submitted within 45 days after the end of the reporting period. Reporting periods are January 1 to June 30 and July 1 to December 31.

(3) Information recorded by the owner or operator and copies of this summarizing report submitted to the Regional Administrator shall be retained by the owner or operator for 2 years after the date on which the pertinent report is submitted.

(4) Emission data obtained from owners or operators of stationary sources will be correlated with applicable emission limitations and other control measures that are part of the applicable plan and will be available at the appropriate regional office and at other locations in the state designated by the Regional Administrator.

[39 FR 34536, Sept. 26, 1974, as amended at 40 FR 55328, Nov. 28, 1975; 51 FR 40676, Nov. 7, 1986]